

Serial No. 54744

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office. MAY 10 1990

Returned to applicant for correction.....

Corrected application filed..... Map filed. MAY 10 1990 under 54743

The applicant. McDougal Livestock Company

Rt. 1 Box 94 of Lovelock  
Street and No. or P.O. Box No. City or Town

Nevada 89419 hereby makes application for permission to change the  
State and Zip Code No.

point of diversion and the place of use of a portion  
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Proof 0064, Bartlett Decree No. 2804, Humboldt River  
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

Adjudication  
identify right in Decree.)

1. The source of water is Humboldt River  
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed. 272.52 acre feet  
Second feet, acre feet. One second foot equals 448.3 gallons per minute.
3. The water to be used for irrigation  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for irrigation  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point Rodgers Canal as decreed (see remarks) Rodgers  
Describe as being within a 40-acre subdivision of public survey and by course and  
Dam located in the NE $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 24, T.27N., R.31E., M.D.B. & M.  
distance to a section corner. If on unsurveyed land, it should be stated.

6. The existing permitted point of diversion is located within Old Channel Canal as decreed (see remarks),  
If point of diversion is not changed, do not answer  
Pitt Dam located in the NE $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 6, T.27N., R.32E., M.D.B. & M.
7. Proposed place of use. SE $\frac{1}{4}$  SW $\frac{1}{4}$ , S $\frac{1}{2}$  SW $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 23, T.26N., R.31E., M.D.B. & M.,  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.  
and the NE $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 26, T.26N., R.31E., M.D.B. & M. (see remarks) 90.84  
acres.

8. Existing place of use. Portions of the SE $\frac{1}{4}$  NE $\frac{1}{4}$ , SW $\frac{1}{4}$  NE $\frac{1}{4}$ , NW $\frac{1}{4}$  SE $\frac{1}{4}$ , NE $\frac{1}{4}$  SE $\frac{1}{4}$ , SW $\frac{1}{4}$  SE $\frac{1}{4}$ , SE $\frac{1}{4}$   
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or  
SE $\frac{1}{4}$ , and the SE $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 15, T.27N., R.31E., M.D.B. & M. 90.84 acres  
manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from March 15th to September 15th of each year.  
Month and Day Month and Day
10. Use was permitted from March 15th to September 15th of each year.  
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
specifications of your diversion or storage works.) Water is to be diverted from the Humboldt River  
State manner in which water is to be diverted, i.e., diversion structure, ditches,  
by way of existing canal and ditch system.  
pipes and flumes, or drilled well, etc.
12. Estimated cost of works. in excess of \$1000.00
13. Estimated time required to construct works. 3 years

14. Estimated time required to complete the application of water to beneficial use 5 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

This application is to change the place of use and point of diversion of water from the Humboldt River. Both places of use are inside the Pershing County Water Conservation District. Both points of diversion and places of use are covered by the Bartlett Decree No. 2804.

By Desert-Mountain, Inc. as agent  
s/John H. Milton, III  
146 West Second Street  
Winnemucca, NV 89445

Compared pm/ bp am/se

Protested \_\_\_\_\_

APPROVAL OF STATE ENGINEER

This is to certify I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of Humboldt River as heretofore appropriated under Proof No. 0064 as appears in the Humboldt River Decree No. 2804 entered October 20, 1931 and October 7, 1935, in the District Court of the Sixth Judicial District of the State of Nevada, in and for the County of Humboldt, is issued subject to the terms, conditions and irrigation period imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.738 cubic feet per second, and shall not exceed 272.52 acre-feet per irrigation season as designated by decree.

Work must be prosecuted with reasonable diligence and be completed on or before November 27, 1992

Proof of completion of work shall be filed before December 27, 1992

Application of water to beneficial use shall be made on or before November 27, 1994

Proof of the application of water to beneficial use shall be filed on or before December 27, 1994

Map in support of proof of beneficial use shall be filed on or before December 27, 1994

Completion of work filed JAN 13 1993

IN TESTIMONY WHEREOF, I R. MICHAEL TURNIPSEED, P.E.  
 State Engineer of Nevada, have hereunto set my hand and the seal of my

Proof of beneficial use filed DEC 20 1994

office, this 27th day of November

Cultural map filed \_\_\_\_\_

Certificate No. 14119 Issued JUN 13 1995

A.D. 1990

*R. Michael Turnipseed*  
 State Engineer